ESTTA Tracking number:

ESTTA128500 03/07/2007

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91172753
Party	Plaintiff SAN FRANCISCO BASEBALL ASSOCIATES, L.P., SAN FRANCISCO BASEBALL ASSOCIATES, L.P.,
Correspondence Address	HEATHER J. JENSEN COWAN, LIEBOWITZ & Samp; LATMAN, P.C. 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036
Submission	Other Motions/Papers
Filer's Name	Meichelle R. MacGregor
Filer's e-mail	mrm@cll.com, trademark@cll.com
Signature	/Meichelle R. MacGregor/
Date	03/07/2007
Attachments	sanfranciscowhiteext.PDF (2 pages)(19882 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

----- x

SAN FRANCISCO BASEBALL ASSOCIATES, L.P., :

Opposer, : Opposition No. 91,172,753

v. :

DARRYL WHITE, :

Applicant. :

----- X

MOTION ON CONSENT TO SUSPEND PROCEEDINGS AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED

Opposer, by and through counsel, hereby moves for an order suspending the proceedings in this matter for a period of 90 days, up to and including **June 18, 2007**. Applicant consented to this motion, which is requested to allow the parties to engage in settlement discussions.

Since the last suspension request, Opposer's counsel and Applicant's counsel have discussed a possible settlement and Applicant's counsel has requested that Opposer's counsel present it with a formal proposal. The additional time is sought so that Opposer's counsel can prepare the settlement proposal and forward it to Applicant's counsel for review.

In the event that the Board denies this motion, Opposer consents to an extension of time

for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60)

days after such denial.

If the Board grants this motion, in the event that the matter is taken out of suspense,

Opposer consents to an extension of time for Applicant to answer or otherwise respond to the

Notice of Opposition until sixty (60) days after the proceedings resume. Additionally, the parties

request that six months of discovery be allowed and that the discovery cutoff be reset to six (6)

months after the proceedings resume so that the parties will have the full period of discovery in

the event that the matter is not able to be resolved. The trial periods should be reset accordingly.

Dated: New York, New York

March 7, 2007

COWAN, LIEBOWITZ & LATMAN, P.C.

By /Meichelle R. MacGregor/

Mary L. Kevlin

Meichelle R. MacGregor

1133 Avenue of the Americas

New York, New York 10036-6799 (212) 790-9200

Attorneys for Opposer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Motion on Consent was sent via first

class, postage paid mail to Applicant's attorney, E. Leonard Rubin, Sachnoff & Weaver, Ltd., 10

South Wacker Drive, Chicago, IL 60606-7507 on March 7, 2007.

/ Meichelle R. MacGregor/

Meichelle R. MacGregor

2